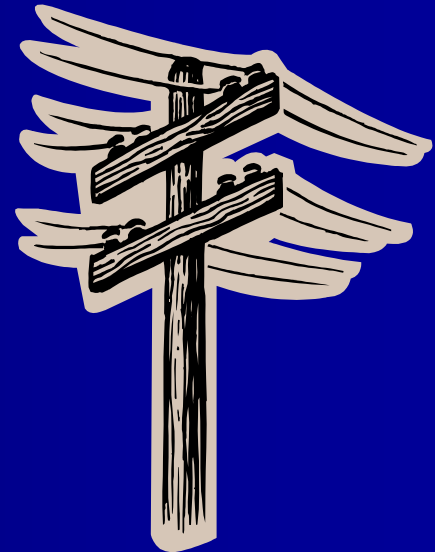


Section V. Rights-of-Way and Special Use Authorizations

BLM and Forest Service



Objectives: Answer these questions--

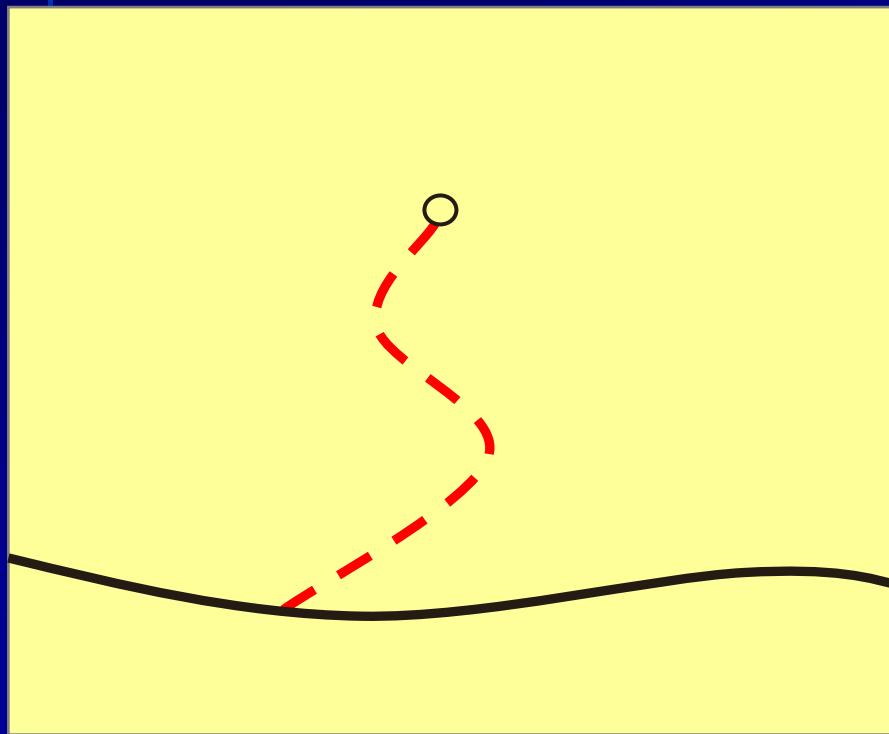
- **When do I need to apply for a Right-of-Way (ROW) or Special Use Authorization (SUA)?**
- **How will BLM/FS notify me if a ROW or SUA is needed?**
- **What is the review and approval process associated with a oil and gas ROW or SUA?**





Overview

- Need for a Right-of-Way
- Operator Notification
- Review and Approval Process

Scenario 1

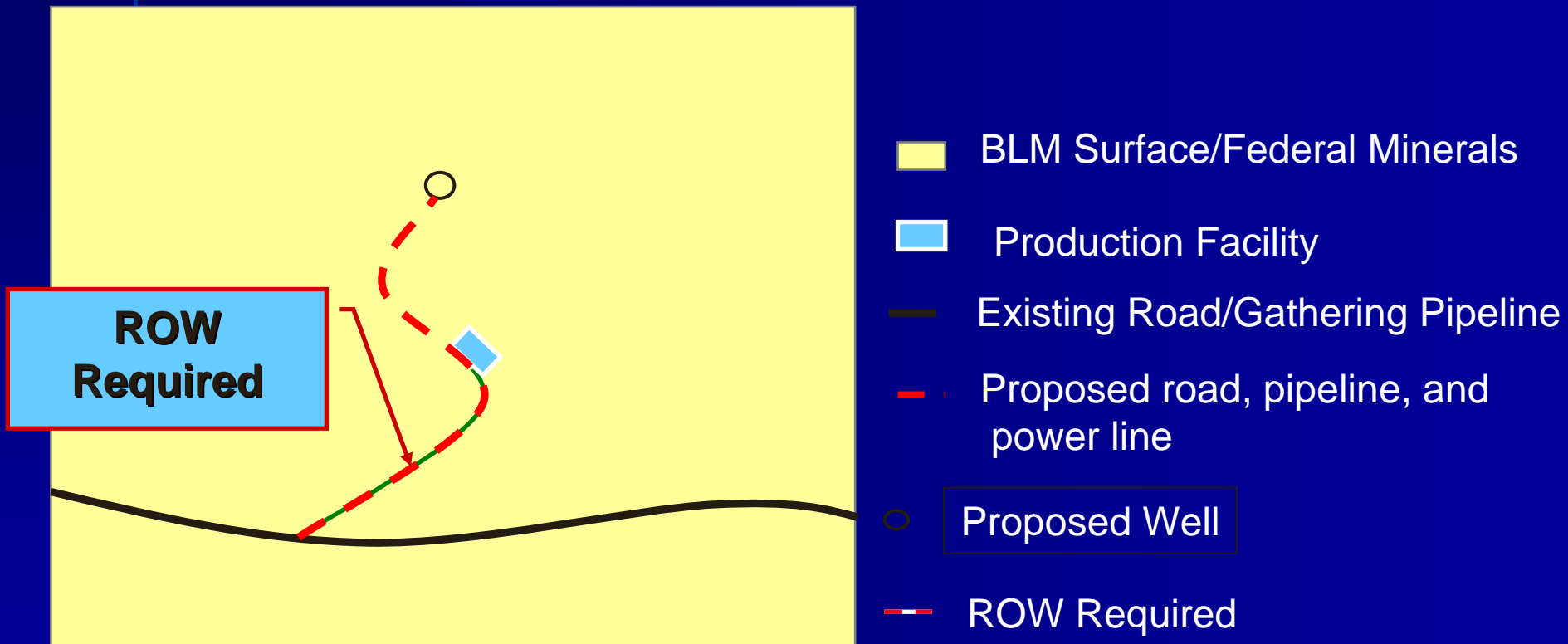
ROW not required for proposed oil and gas facilities on-lease



-  BLM Surface/Federal Minerals
-  Existing Road
-  Proposed road, powerline, etc
-  Proposed Well

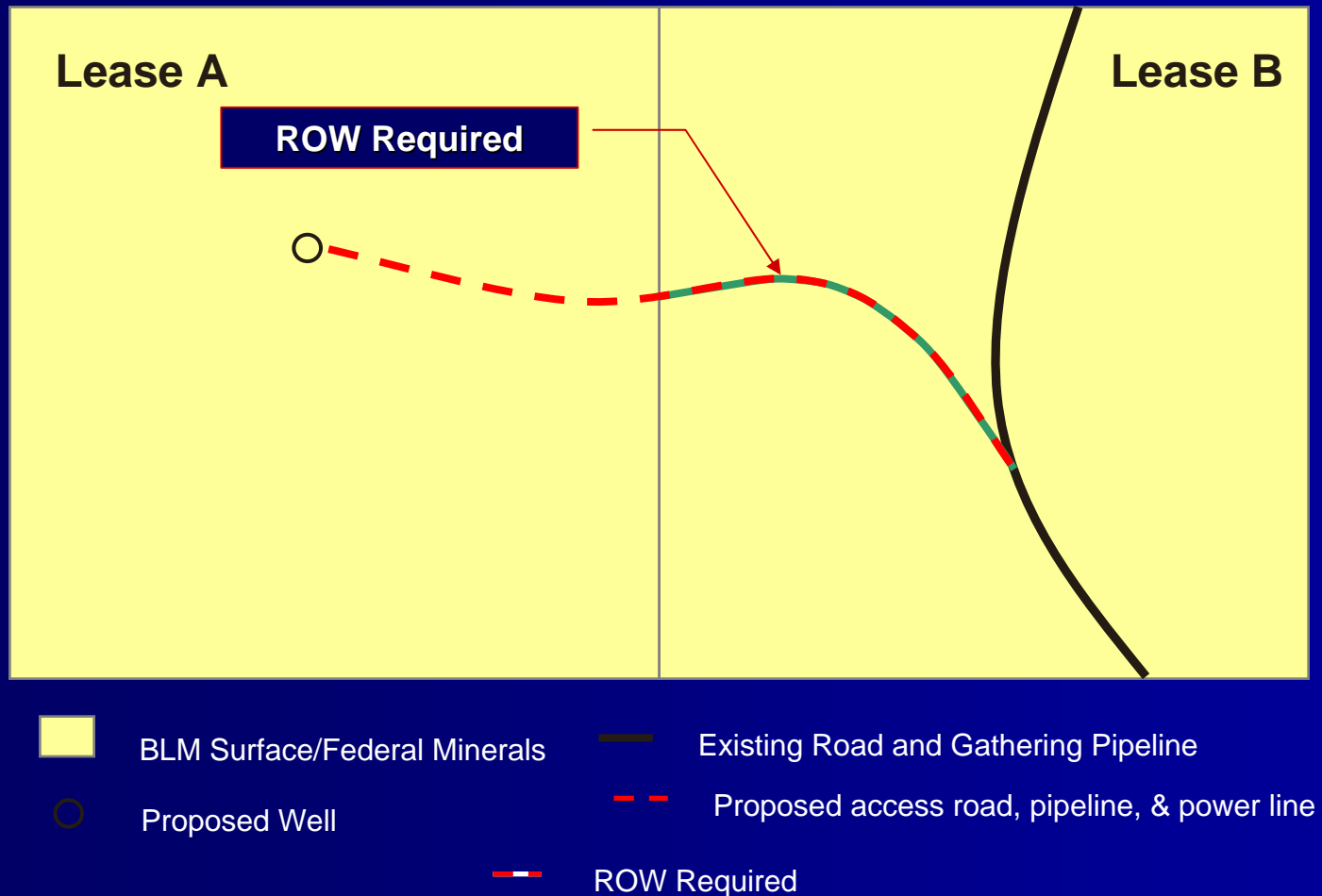
Scenario 2

ROW required for proposed oil and gas facilities downstream from custody transfer point, whether on or off lease



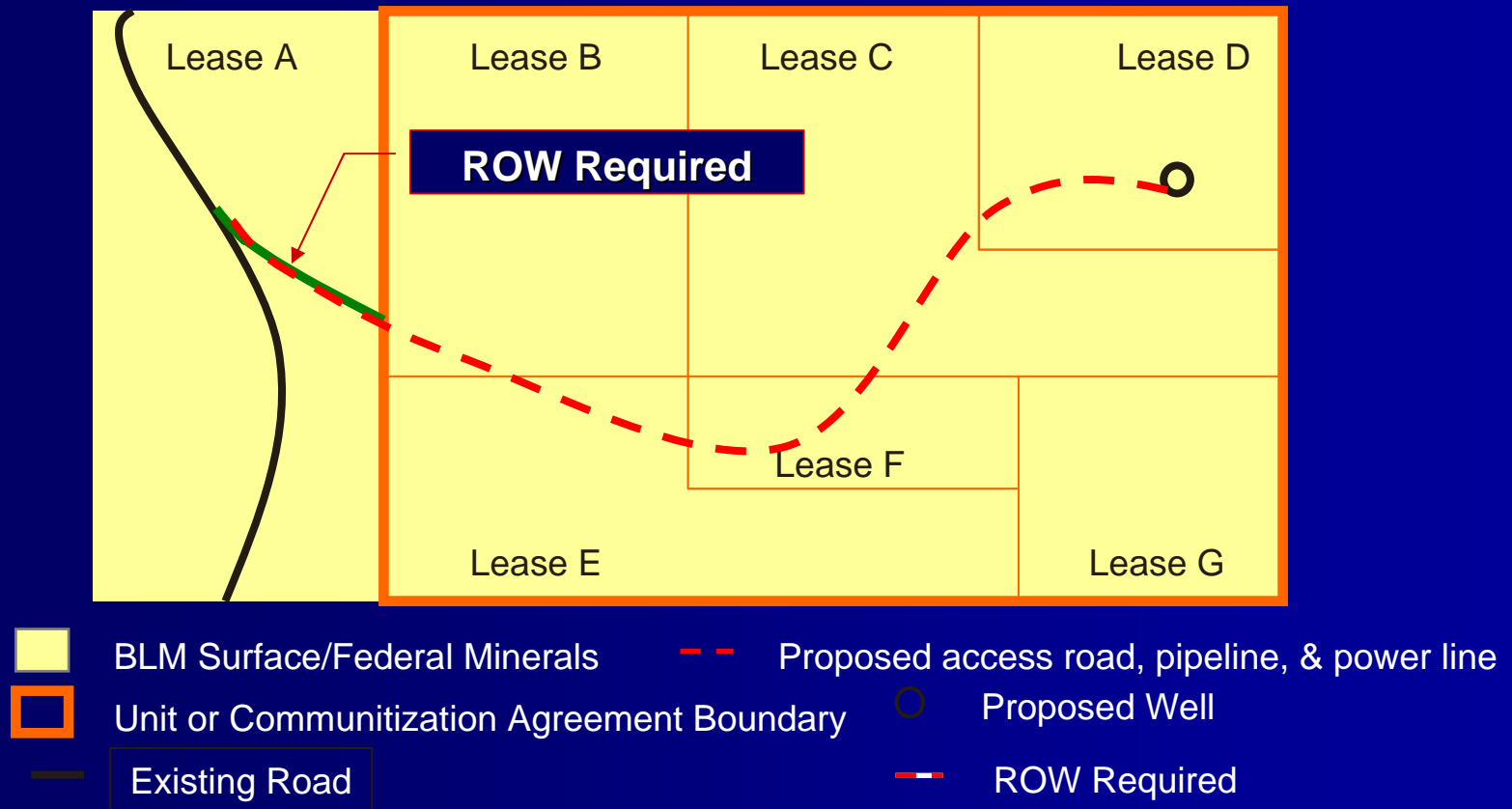
Scenario 3

ROW required for proposed oil and gas facilities off-lease



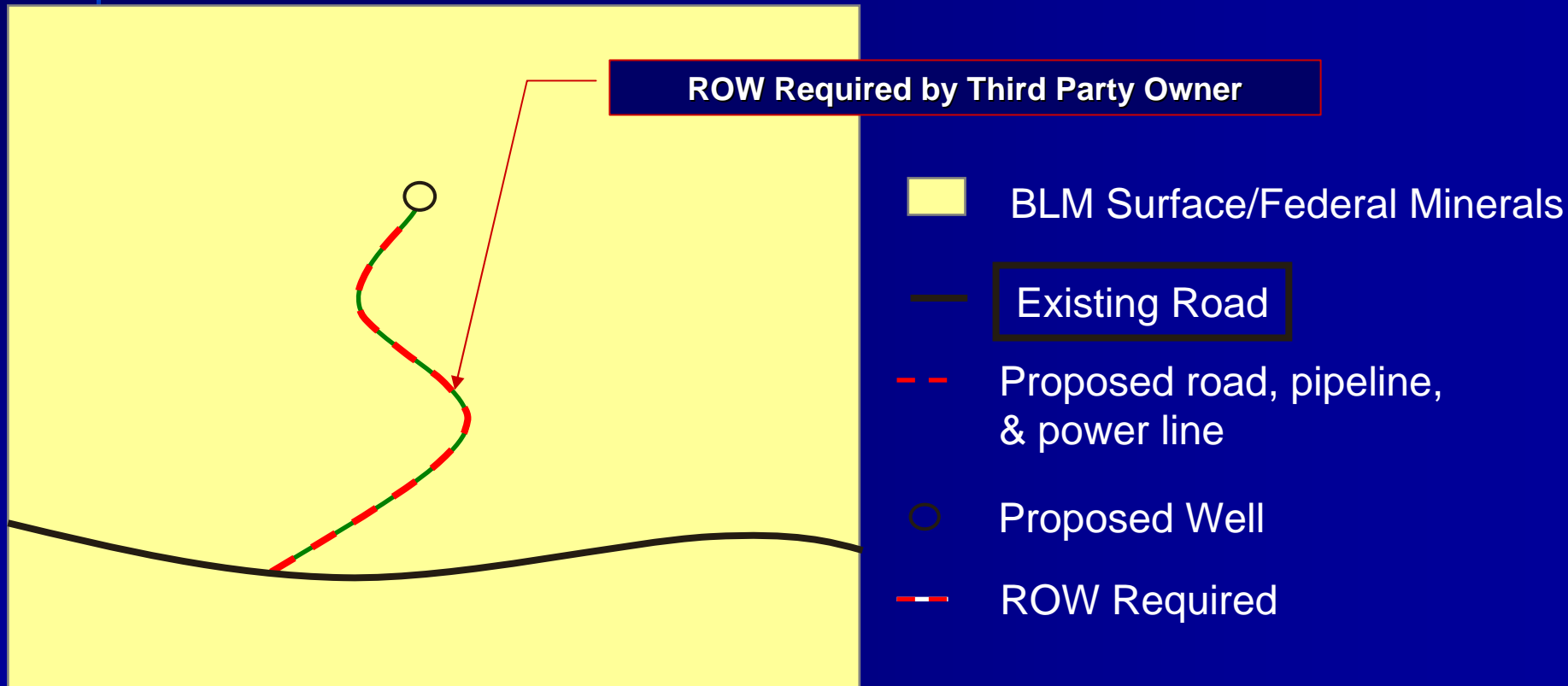
Scenario 4

ROW not required for proposed oil and gas facilities crossing multiple-leases within a Unit or Communitization Agreement



Scenario 5

ROW required for proposed oil and gas facilities owned by parties other than lessee or operator



Operator Notification

Notification Opportunities

- Within 10 days of receipt of APD
- NOS Option
 - At the On-site
 - 7 days after the onsite
- Other Notification

Review and Approval Process

- **Include ROW proposal in SUPO**
- **Concurrent rather than
consecutive review and approval**

Forest Service

Special Use Authorization vs. SUPO

A changing policy



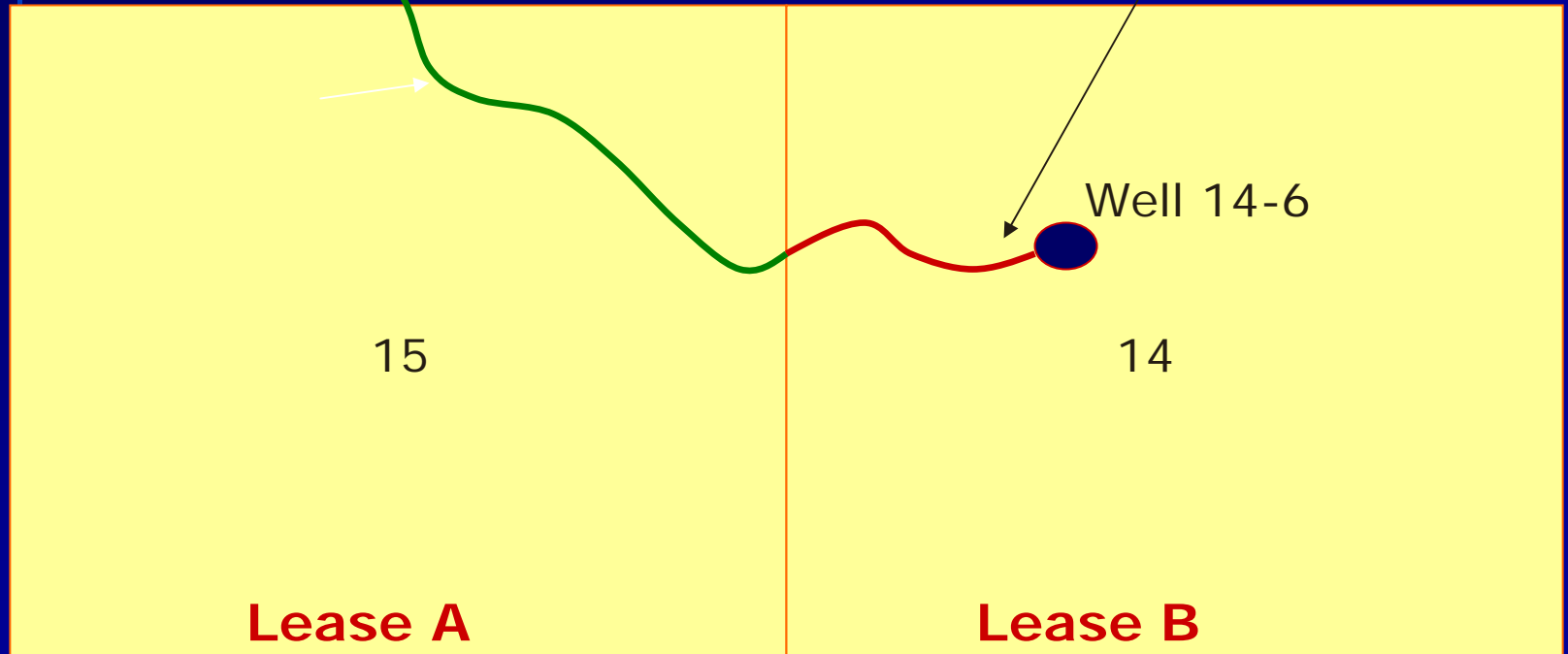
Special Use Authorizations – Before the Reform Act

- BLM had authority on lease
- FS had authority off-lease.
- Two authorizations needed – the APD and a Special Use Permit.

NFS Lands - Pre-Reform Act

FS Special
Use Permit

BLM approved well
and road via APD



Special Use Authorizations – After the Reform Act

- The FS has authority to regulate all surface disturbance on NFS lands.
- Order 1 does not dictate when SUA's are used or limit the extent of SUPO approval

New FS Policy for Special Use Authorizations

Entire access road approved in Surface Use Plan of Operations



No Special Use Permit needed

Policy Transition

- Onshore Order #1 allows for the new policy but FS Regulation and Manual changes are needed to fully implement it.
- Existing Special Use Permits will be adjusted when due for renewal or when workload allows.

Special Use Authorization Required

- Pipelines downstream from meter or custody transfer point
- Pipelines, roads, utilities located on- or off- lease owned/operated by someone other than leaseholder/operator

Conclusion

- When do I need to apply for a Right-of-Way/Special Use Permit?
- How will BLM/FS notify me if a Right-of-Way/Special Use Permit is needed?
- What is the review and approval process associated with a Right-of-Way/Special Use Permit?